



) f/w

Customized PTO/SB/21 (09-04)

TRANSMITTAL FORM

(for all correspondence after initial filing)

Total number of pages in this submission =

Application # 09/908,977

Confirmation # 8051

Filing Date 20 July 2001

First Inventor ROQUES

Art Unit 1654

Examiner Chism

Docket # P07290US00/BAS

ENCLOSURES (check all that apply)

- Fees calculated below
- Supplemental Amendment
- X including Attachment(s)
- After Final Amendment/Reply
- including Attachment(s)
- Extension of Time Petition
-

- Response to Missing Parts/Incomplete Appl.
- Certified Copy of Priority Document(s)
- Information Disclosure Statement
- Drawing(s)
- Terminal Disclaimer
-
-

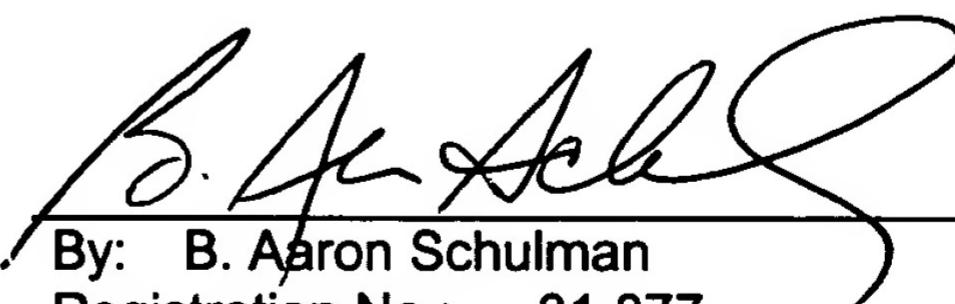
FEES CALCULATION: For claims if required and/or other fees as shown below:

	NOW	Previously Paid For	Present Extra	Rate	\$
<input checked="" type="checkbox"/> TOTAL CLAIMS	18	20	0	X \$ 50 =	0
<input checked="" type="checkbox"/> INDEP. CLAIMS	8	8	0	X \$ 200 =	0
TOTAL OF ABOVE CLAIMS FEES =					
Reduction by ½ for small entity status of applicant					SUBTOTAL =
Fee for extension of time (per attached Petition)					
Other fee for					
TOTAL OF ALL FEES =					-0-

A CREDIT CARD PAYMENT FORM (PTO-2038) in the amount of \$ is enclosed.

- The Commissioner is authorized to charge any fee, additional fee or extension fee due in connection herewith to Deposit Account No. 12-0555:
 - (1) if no payment or an insufficient payment is enclosed and a fee is due in connection herewith; or
 - (2) if no petition for extension of time is enclosed but an EOT is required - and in this event, applicant hereby petitions under 37 CFR 1.136(a) for an extension of time of as many months as are required to render this submission timely.

Date: 21 March 2005


By: B. Aaron Schulman
Registration No.: 31,877

STITES & HARBISON PLLC • 1199 North Fairfax St. • Suite 900 • Alexandria, VA 22314
TEL: 703-739-4900 • FAX: 703-739-9577 • Customer No. 00881



O I P E
JC98
MAR 21 2005
UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/908,977	07/20/2001	Bernard Roques	P07290US00/BAS	8051
881	7590	03/09/2005	EXAMINER	
STITES & HARBISON PLLC 1199 NORTH FAIRFAX STREET SUITE 900 ALEXANDRIA, VA 22314				CHISM, BILLY D
		ART UNIT		PAPER NUMBER
		1654		

DATE MAILED: 03/09/2005

4-9-2005

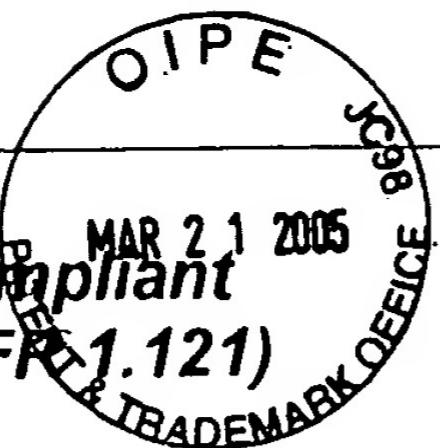
Please find below and/or attached an Office communication concerning this application or proceeding.

RECEIVED

MAR 10 2005

STITES & HARBISON PLLC

**Notice of Non-Compliant
Amendment (37 CFR 1.121)**



Application No.	Applicant(s)
09/908,977	ROQUES ET AL.
Examiner	Art Unit
B. Dell Chism	1654

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The amendment document filed on 14 December 2004 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- 1. Amendments to the specification:
 - A. Amended paragraph(s) do not include markings.
 - B. New paragraph(s) should not be underlined.
 - C. Other _____.
- 2. Abstract:
 - A. Not presented on a separate sheet. 37 CFR 1.72.
 - B. Other _____.
- 3. Amendments to the drawings:
 - A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
 - B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
 - C. Other _____.
- 4. Amendments to the claims:
 - A. A complete listing of all of the claims is not present.
 - B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
 - C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
 - D. The claims of this amendment paper have not been presented in ascending numerical order.
 - E. Other: Claims 11-18 are not presented in the current amendment.

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opla/preognitice/officeflyer.pdf>.

TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted within the time period set forth in the final Office action.
2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the **corrected section** of the non-compliant amendment in compliance with 37 CFR 1.121, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a Quayle action.

Extensions of time are available under 37 CFR 1.136(a) **only** if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action.

Failure to timely respond to this notice will result in:

Abandonment of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action; or

Non-entry of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.